IN THE UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF GEORGIA STATESBORO DIVISION

EDDIE LEE JINKS.

Petitioner,

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DENNIS BROWN, Warden, and BRIAN OWENS, Commissioner,

Respondents.

CIVIL ACTION NO.: CV613-106

ORDER

After an independent review of the record, the Court concurs with the Magistrate Judge's Report and Recommendation, to which objections have been filed. Accordingly, the Report and Recommendation of the Magistrate Judge is adopted as the opinion of the Court.

Respondent's Motion to Dismiss is **GRANTED**. The Petition for writ of habeas corpus, filed pursuant to 28 U.S.C. § 2254, is **DISMISSED**, with prejudice, as it was not timely filed. The Clerk of Court is hereby authorized and directed to enter an appropriate Judgment of Dismissal.

SO ORDERED, this _____ day of _

1) 111/2/60/

B. AVANT EDENFIELD, JUDGE UNITED STATES DISTRICT COURT

SOUTHERN DISTRICT OF GEORGIA